

ASSIGNED

AMENDED APPLICATION FOR PERMIT

Serial No. 9327

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office SEP -2 1930
 Returned to applicant for correction MAY 12 1931
 Corrected application filed JUL 10 1931

The undersigned Benton V. Smith
Name of applicant
 of Las Vegas, County of Clark
 State of Nevada, hereby make s application for
 permission to appropriate the public waters of the State of Nevada, as
 hereinafter stated. (If applicant is a corporation, give date and place
 of incorporation.)

1. The source of the proposed appropriation is Surprise Spring
Name of stream, lake, or other source

2. The amount of water applied for is one second-foot.
One-second-foot equals 40 miners' inches

3. The water to be used for Domestic and camp use
Irrigation, power, mining, manufacturing, domestic, or other use

4. The water is to be diverted from its source at the following point:
 Point of diversion is S. 62° 12' W. 11245 feet from the NE. Corner of
Sec. 8 T. 19 S; R. 57 E. M.D.B. & M. in the SE 1/4 of Section 12 T. 19
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section-corner. If on unsurveyed land, it should be so stated.
S. R. 56 E. M.D.B. & M. or at a point from which the S.W. corner of
Section 18, T. 19 S; R. 57 E., bears S. 7° 22' E., 6,000 feet.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

(a) Number of acres to be irrigated is _____

(b) Description of land to be irrigated _____
Describe by legal subdivision, or if on unsurveyed land it should

be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

(c) Use will begin about _____ and end about _____, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE
 FOLLOWING INFORMATION:

(d) Power to be developed is _____ horsepower.

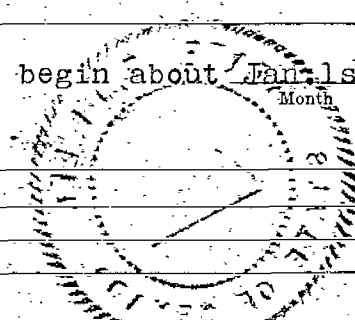
(e) Works to be located S 1/2 SW 1/4 of Sec. 7, T. 19 S; R. 57 E., M.D.B. & M.
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.

(f) Point of return of water to stream _____
Describe in same manner as point of diversion.

(g) State number and kinds of animals to be watered _____

(h) Use will begin about Jan 1st and end about Dec. 31st, of each year.
Month Month

(i) Remarks _____



DESCRIPTION OF PROPOSED WORKS

Rock filled dam, with 2-inch pipe to point of use, situate on the State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water land owned by applicant.

is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works \$200.00

6. Estimated time required to construct works 2 years

7. Remarks This water is to be used for domestic, camp, and resort purposes.
For use of applicant

Benton V. Smith, Applicant.

By Arthur R. Thompson
State Water Right Surveyor.

Compared J.M.-C.T.

This sheet inspected

, Engineer.

PROTESTED SEPTEMBER 17, 1931, by NAQUINTA CATTLE CO., -ST. GEORGE, UTAH.---21813.
ANSWER TO PROTEST OF NAQUINTA CATTLE CO. FILED 10-17-31 BY B. V. SMITH, & C. D. BAKER21869
APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This Permit is issued subject to all prior rights. It is

understood that the one cubic foot of water per second herein granted is only a temporary allowance and that the final water right obtained under the permit will be dependent upon the amount of water actually placed to a beneficial use. It is further understood that accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State reserves the right to regulate the use of the water herein granted at any and all times. The amount of water to be appropriated shall be limited to the amount

which can be applied to beneficial use, and not to exceed one cubic feet per second.

Actual construction work shall begin on or before May 1, 1932

Proof of commencement of work shall be filed before June 1, 1932

Work must be prosecuted with reasonable diligence and be completed on or before May 1, 1934

Proof of completion of work shall be filed before June 1, 1934

Application of water to beneficial use shall be made on or before

September 1, 1936. Proof of the application of water to beneficial use must be filed with State Engineer on or before October 1, 1936.

Map Filed August 11, 1931
Proof of labor filed May 6, 1932
Proof of completion of work filed Nov. 22, 1934.
Final Map Filed June 21, 1944
Proof of Beneficial use filed JUN 21 1944

WITNESS MY HAND AND SEAL this 16th day of December, 1931.

Certificate No. 2799 Issued Aug 11, 1944 for 0.3 of 5 Domestic
Recorded Aug 14, 1944, Bk 2, Page 29
County Records

State Engineer.
By Assistant State Engineer.

Abstracted By 58584 03